

02/05/01

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Appln. Trans
PATENT

**UTILITY PATENT
APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. A32359-A

First Named Inventor Shanta M. Modak et al.

Express Mail Label No. EK 839 851 080-USTotal Pages 72

February 5, 2001

BY EXPRESS MAIL - Label No. EK 839 851 080-US

Commissioner for Patents
Box Patent Application
Washington, DC 20231

Sir:

Enclosed herewith for filing is a patent application of Shanta M. Modak and Lester A. Sampath entitled "TRICLOSAN AND SILVER COMPOUND CONTAINING MEDICAL DEVICES" which includes:

[X] Specification

54 Total Pages

[X] Introduction; Background of the Invention;
Summary of the Invention; Detailed Description
of the Invention; Examples;
and Tables 1-22

47 pages

[X] Claims

6 pages

[X] Abstract

1 page

[X] Combined Declaration and Power of Attorney

3 pages

☐ Newly executed (original or copy)

[X] Copy from a prior application

[X] Claim of Priority:

This application claims priority under 35 U.S.C. §120 as a

[X] Continuation

[] Divisional

[] Continuation-In-Part

of prior application No. 09/281,872 filed March 31, 1999.

[X] Amend the specification by inserting, before the first line, the following sentence:

"This is a [X] continuation [] divisional [] continuation-in-part

of copending application No. 09/281,872 filed March 31, 1999."

- [X] The entire disclosures of the prior applications are considered as being part of the disclosure of the accompanying application and are hereby incorporated by reference therein.
- [X] An Assignment of the invention
☐ is attached. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
☒ will follow.
☐ has been filed in the prior application and recorded at Reel/Frame _____ on _____
- ☐ Small Entity Statement(s)
☐ is/are attached.
☐ Small Entity Statement filed in prior application. Status still proper and desired.
☐ will follow.
- [X] Information Disclosure Statement 2 pages
☒ PTO Form 1449 1 pages
☐ Copies of IDS Citations.
☒ Copies of IDS Citations are not required.

Also accompanying this patent application are:

- ☒ Preliminary Amendment 3 pages
☒ Return Receipt Postcard
☐ Other _
- [X] Prior to calculating the fee, please cancel claims 1-21, 30-31 and 39 as set forth in the accompanying Preliminary Amendment. The filing fee has been calculated as shown below:

FOR	(Col. 1) No. Filed	(Col. 2) No. Extra	Small Entity Rate	Fee	OR	Other Than A Small Entity Rate	Fee
Basic Fee				\$355.00			\$710.00
Total Claims	15	-20 = 0	x 9 =	\$0.00		x 18 =	\$0.00
Ind. Claims	4	-3 = 1	x 40 =	\$0.00		x 80 =	\$80.00
Multiple Dependent Claim			+135 =			+270 =	\$0.00
			Total	<u>\$0.00</u>			<u>\$790.00</u>

* If the difference in Col. 1 is less than zero, enter "0" in Col. 2. Fee Payment Being Made:

- ☒ Enclosed
- ☒ Basic filing fee \$790.00
- ☐ Recording Assignment \$0.00
 [\$40.00; 37 CFR 1.21(h)]
- Total Fees Enclosed \$790.00

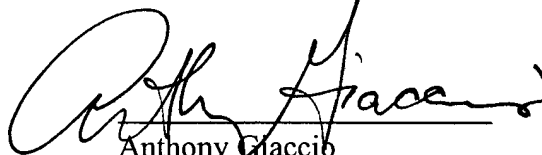
- [X] A check in the amount of \$790.00 to cover filing fee is enclosed.
[] Please charge our Deposit Account No. 02.4377 in the amount of _____. Two copies of this sheet are enclosed.

Foreign Priority:

- [] Priority of application Country __, Appln. No. __ filed __ is claimed under 35 U.S.C. 119.
[] Certified Copy of Priority Document(s) Country __, Appln No. __, filed __.
[] has been filed in the parent application S/N __.
[] is/are attached.
[] will follow.
- [X] The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16, 1.17, and 1.21(h) associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.
- [X] The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.
- [X] The Commissioner is conditionally authorized to charge payment of any fees associated with this application or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

Respectfully submitted,

BAKER BOTTS L.L.P.


Anthony Giaccio
Patent Office Reg. No. 39,684

Enclosures